



## United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Utah State Office

P.O. Box 45155

Salt Lake City, UT 84145-0155

<http://www.blm.gov/ut/st/en.html>

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NOV 29 2012

DIV. OF OIL, GAS & MINING



IN REPLY REFER TO:  
3480 / (UT-9223)  
UTU-73341  
SL-062583  
UTU-28297  
UTU-47080  
UTU-63214  
UTU-76195

NOV 26 2012

CERTIFIED MAIL—7009 1410 0001 9070 6423  
Return Receipt Requested

### DECISION

Canyon Fuel Company, LLC	:	LMU: UTU-73341
c/o Ark Land Company	:	Coal Leases: SL-062583,
City Place One Drive, Suite 300	:	UTU-28297, UTU-47080,
St. Louis, Missouri 63141	:	UTU-63214 and UTU-76195

### SUFCO Logical Mining Unit Modification Approved

The SUFCO Logical Mining Unit (LMU) was approved effective April 2, 1990. Modifications to this LMU were applied for on August 29, 2007, May 10, 2010, and February 23, 2012. The intent of this decision is to formally approve these modifications.

These modifications delete fee lands, consisting of 640.00 acres, and relinquished lands within Federal coal leases UTU-28287, consisting of 1,915.47 acres, UTU-63214, consisting of 1,869.12 acres, and UTU-76195, consisting of 1,477.00 acres. Coal lease modifications added to the LMU, increase the size of the LMU by 2,315.68 acres, as the result of adding lease modifications to Federal coal leases UTSL-062583, consisting of 880.00 acres, UTU-47080, consisting of 795.68 acres, and UTU-63214, consisting of 640.00 acres. The Public Notice of Availability was published in the Richfield Reaper on August 22 and 29, 2012.

The resulting LMU reserves are as follows:

LMU Action	Effective Date	LMY Acres Relinquished (-) or added (+)	LMU Reserves removed/mined (-) or added (+) (tons)	LMU Reserves remaining (tons)
Partial Relinquishment UTU-28297	4/6/2009	-1,957.47	-4,697,320	3,503,402
Remove Fee	11/2011	-640.00	-4,591,190	0
Partial Relinquishment UTU-63214	5/26/2011	-1,869.12	0 (no mining in relinquished acres)	(total shown in lease modification line below)
Lease Modification SL-062583	12/1/2009	+880.00		(a) 24,908,306
Lease Modification UTU-47080	12/1/2009	+795.68		(a) 20,152,248
Lease Modification UTU-63214	12/1/2006	+640.00		(a) 88,234,391
Partial Relinquishment UTU-76195	12/20/2006	-1,477.00	0 (no mining in relinquished acres)	41,678,656

The Bureau of Land Management (BLM) has determined that these proposed LMU modifications are in conformance with the approval criteria as per 43 CFR 3487. Therefore, these modifications to the SUFCO Logical Mining Unit are approved effective February 23, 2012. The SUFCO LMU, as modified, now contains 20,991.07 acres.


This decision may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4, and the enclosed Form 1842.1. If an appeal is taken, your notice of appeal must be filed in this office (at the above address) within 30 days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition (pursuant to regulation 43 CFR 4.21)(58 FR 4939, January 19, 1993) (request) for a stay (suspension) of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the notice of appeal and petition for a stay **must** also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (see 43 CFR 4.413) at the same time the original documents are filed in this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied,
- (2) The likelihood of the appellant's success on the merits,
- (3) The likelihood of immediate and irreparable harm if the stay is not granted, and
- (4) Whether the public interest favors granting the stay.



Juan Palma  
State Director

FOR

Enclosure:

1. Form 1842.1

cc: Resource Development Coordinating Committee, ATTN: Mineral Leasing Taskforce,  
116 State Capital Building, Salt Lake City, Utah 84114

Mr. John Baza, Director, UDOGM, Box 145801, Salt Lake City, Utah 84114-5801

ONRR, ACM, Solid Minerals Staff, Attn: LeeAnn Martin, MS62300B, Box 25165,  
Denver, Colorado 80225-0165

Price Coal Office (UTG021)